



STATE PROCUREMENT OFFICE
NOTICE & REQUEST FOR SOLE SOURCE

14 MAY 23 P2:13

ADMINISTRATION
STATE PROCUREMENT OFFICE
STATE OF HAWAII

TO: Chief Procurement Officer

FROM: DLNR- Division of Forestry and Wildlife
Name of Requesting Department

Pursuant to HRS §103D-306 and HAR chapter 3-122, Subchapter 9, the Department requests sole source approval to purchase the following:

1. Describe the goods, services, or construction to be procured. Conservation management of Waikamoi Preserve East Maui Irrigation Addition on the Island of Maui, as outlined in the Waikamoi Preserve East Maui Irrigation Addition Long Range Management Plan (LRMP) , as part of the Natural Area Partnership Program. A copy of the LRMP (approved by the BLNR on April 25, 2014), is available on-line as an attachment to the Board submittal at http://dlnr.hawaii.gov/meetings/blnr-meetings-2014 and is attached to the Natural Area Partnership Agreement.

2. Vendor/Contractor/Service Provider Name: The Nature Conservancy	3. Amount of Request: \$450,000.00 (6 YEARS) <i>Sam</i> 5/28/14
4. Term of contract (shall not exceed 12 months), if applicable: From: 7/1/2014 <i>2014 Sam</i> 5/28/14 To: 6/30/2021 <i>2020 Sam</i> 5/28/14	5. Prior SPO-001, Sole Source (SS) No.:

6. Describe in detail the following: a. The unique features, characteristics, or capabilities of the goods, service or construction. The Natural Area Partnership Program provides matching funds for the management of qualified private lands that have been permanently dedication to conservation (HRS § 195.6.5). HAR 13-210 outline the process for inclusion in this program. A private landowner must submit a proposal to manage land that is of natural area reserve quality, prepare a long-term management plan for approval by the Board of Land and Natural Resources, and agree to transfer a conservation easement over the property and enter into a contract with the Department. This includes the environmental review process (HRS 343) and approval in public meetings of the Natural Area Reserves Commission. b. How the unique features, characteristics or capabilities of the goods, service or construction are essential for the department DLNR/DOFAW has a mandate to protect the rare native species and ecosystems found in Hawaii. These endemic species are often found on private land. Protection of species and ecosystems has to occur where they are naturally found. Often there is no other place in the state where these protection efforts can occur. Protection of these unique system on private lands means the state does not have the extra expense of both buying the land and managing it, itself.

7. Describe the efforts and results in determining that this is the only vendor/contractor/service provider who can provide the goods, services or construction.

The program is continuously open to applications - any private landowner wishing to participate in the NAPP program may submit an application and begin the process at any time. The administrative rules (HAR 13-210) outline the criteria by which the Depart. (and Board) review the long-term management plan, so that all proposals go through the same process. In the past, the Department has sought (and received) sole-source approvals for the managing entity to implement the approved long-term management plan. Once the plan was approved and accepted, only the landowner or their managing partner has the legal right to manage their own land.

8. Alternate source. Describe the other possible sources for the goods, services, or construction that were investigated but did not meet the department's needs.

As detailed above, the resources to be protected through this partnership agreement are only found on the land owned by the private entity. This has been determined through surveys of plants and wildlife. Because only the landowner or their managing partner has the legal right to manage their own land, there are no other sources to manage this land available to the department.

9. Identify the primary responsible staff person(s) conducting and managing this procurement. (Appropriate delegated procurement authority and completion of mandatory training required.)

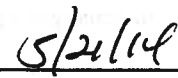
*Point of contact (Place asterisk after name of person to contact for additional information).

Name	Division/Agency	Phone Number	E-mail Address
Rick Lau	DLNR/DOFAW	587-4183	Rick.K.Lau@hawaii.gov

Department shall ensure adherence to applicable administrative and statutory requirements, including HAR chapter 3-122, Subchapter 15, Cost or Pricing Data if required.

**All requirements/approvals and internal controls for this expenditure is the responsibility of the department.
I certify that the information provided is to the best of my knowledge, true and correct.**


Department Head Signature


Date

For Chief Procurement Officer Use Only

Date Notice Posted: 5/28/2014

Submit written objection to this notice to issue a sole source contract within seven calendar days or as otherwise allowed from date notice posted to:

state.procurement.office@hawaii.gov

Chief Procurement Officer (CPO) Comments:

Approval is granted for the period from 7/1/2014 to 6/30/2020 (6 years) and is based on the department's representation that the Nature Conservancy is the sole holder of the management rights and the necessary required state permits and approvals to conduct conservation management and is therefore the sole entity in a position to fulfill the contract deliverables required by the DLNR contract to effect conservation on the Property. Sole source contracts in excess of \$100,000 require cost or pricing data pursuant to HAR chapter 3-122, subchapter 15. This approval is for the solicitation process only, HRS section 103D-310(c) and HAR section 3-122-112, shall apply (i.e. vendor is required to be compliant on the Hawaii Compliance Express) and award is required to be posted on the Awards Reporting System. Copies of the HCE certificate and awards posting are required to be documented in the procurement/contract file. If there are any questions, please contact Stanton Mato at 586-0566, or stanton.d.mato@hawaii.gov.

☒ Approved

☐ Disapproved

☐ No Action Required


Chief Procurement Officer Signature

6/19/14
Date